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PATENT

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

Applicant(s):

John Andrew Timmins et al

Serial No.: 09/980,060

Filed: November 29, 2001

For: SEPARATING APPARATUS AND
METHOD OF SEPARATING

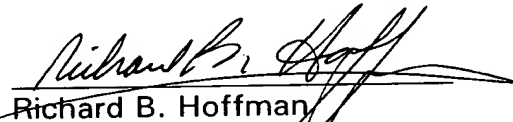
Attorney Docket No.: 06007/37957

Group Art Unit: 1723

PTO Confirmation No.: 7967

) I hereby certify that this paper
) is being deposited with the
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) addressed to: Commissioner
) for Patents, Washington, D.C.
) 20231 on this date:

) January 28, 2002

) 
) Richard B. Hoffman
) Registration No. 26910
) Attorney for Applicant(s)
)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

The patents and/or publications listed on the enclosed PTO Form-1449 are submitted pursuant to 37 CFR §§ 1.56, 1.97, and 1.98. Copies of the patents or publications are enclosed as necessary.

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TC 1700

TIME OF FILING

This information disclosure statement is being filed:

- ☒ 1. with the application or within three months of the filing date of the application or date of entry into the national stage of an international application or, to the best of the undersigned's knowledge, before the mailing date of a first Office Action on the merits, whichever event occurs last. In accordance with 37 CFR §1.97(b), no certification or fee is required.
2. after the time period specified in paragraph 1 above, but, to the best of the undersigned's knowledge, before the mailing date of a final action under 37 CFR §1.113 or notice of allowance under 37 CFR §1.311. Therefore, in accordance with 37 CFR §1.97(c), submitted herewith is:

(check either A or B below)

- A. a certification as specified in 37 CFR §1.97(e).
- B. the fee set forth in 37 CFR §1.17(p) for submission of an information disclosure statement under 37 CFR §1.97(c).
3. after the mailing date of either a final action under 37 CFR §1.113 or a notice of allowance under 37 CFR §1.311, whichever occurs first, but before payment of the issue fee. Therefore, Applicant submits herewith:
- A. a certification as specified in 37 CFR §1.97(e);
- B. the petition fee set forth in 37 CFR §1.17(i); and
- C. the accompanying petition under 37 CFR §1.97(d).

CERTIFICATION

(only used if No. 2 or No. 3 above is checked)

The person(s) signing below certify

(check appropriate paragraph)

that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 CFR §1.97(e)(1).

OR

that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement. 37 CFR §1.97(e)(2).

PETITION

(only used if No. 3 above is checked)

Applicant(s) hereby petition(s) pursuant to 37 C.F.R. § 1.97(d) that this Information Disclosure Statement, Form PTO-1449, and document(s) identified therein be considered.

PRIOR AND RELATED APPLICATIONS

In accordance with 37 CFR §1.98(d), copies of the patents and publications listed on the enclosed PTO Form-1449 are not provided because the patents and publications were previously cited by, or submitted to, the Patent Office in a prior application that Applicant(s) rely upon for an earlier filing date under 35 U.S.C. §120. Documents listed on the attached Form PTO-1449 were cited by, or submitted to, the examiner of the following patent application(s):

Applicant(s):
Serial No.
Filing Date:
Title:
Status:

Other applications related to application Serial No. are:

Applicant(s):
Serial No.
Filing Date:
Title:
Status:

METHOD OF PAYMENT

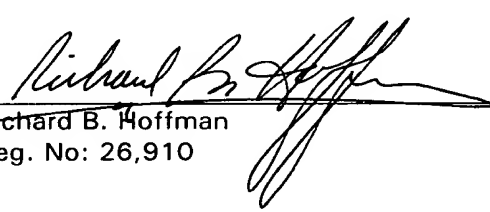
- ☒ No fee is required.
Attached is a check in the amount of \$.

The Commissioner is authorized to charge any fee deficiency required by this paper, or credit any overpayment, to Deposit Account No. 13-2855. A copy of this paper is enclosed.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN
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By:


Richard B. Hoffman
Reg. No: 26,910

January 28, 2002

Form PTO-1449 (Modified)

U.S. Department of Commerce
Patent and Trademark Office

Atty. Docket No.

06007/37957

Serial No.

09/980,060

Applicant

John Andrew Timmins et al

Filing Date

11/29/01

Group

1723

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

*Examiner Initials	Document Number	Issue Date	Name	Class	Subclass	Filing Date If Appropriate
	3,794,583	8/28/72	Rhodes			
	4,061,573	12/6/77	Biron			
	5,178,778	1/12/93	Sachse et al			
	5,718,015	2/17/98	Rohrbacher			

FOREIGN PATENT DOCUMENTS

*Examiner Initials	Document Number	Publication Date	Country	Class	Subclass	Translation	
						Yes	No
	DE 19549194		Germany			X	
	DE 3113227		Germany			X	
	DE 4200152		Germany			X	
	DE 9004019		Germany			X	
	2 128 495		UK				
	EP 531 586		EPO				
	JP 043322742		JP				

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.